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July 13, 2004

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Commissioner of Patents and Trademarks
United States Patent and Trademarks Office
2011 South Clark Place
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Mail Stop Petition
Crystal Plaza Two, Lobby, Room 1B03
ARLINGTON VA 2202
USA

Via Courier

Attention: Examiner Abbas I Abdulsalam / 2861

Dear Examiner Abdulsalam,

Re: US Patent Application No 09/575,172
In the Name of Paul Lapstun and Kia Silverbrook
Docket No: NPX008US

We hereby lodge a petition to WITHDRAW HOLDING OF ABANDONMENT.

The Applicants respectfully point out that a Reply to the Notice of Non-Compliant Amendment dated February 24, 2004 was sent by facsimile on March 3, 2004. We petition the Commissioner to WITHDRAW HOLDING OF ABANDONMENT.

The enclosed Declaration of my Patent Administrator, Leonie Frances News, confirms that:

- a) A response to Office Letter dated October 21, 2003 was sent by facsimile to the USPTO on February 10, 2004.
- b) A reply to Notice of non-Compliant amendments was sent by facsimile to the USPTO on March 3, 2003
- c) A further Credit Card payment was sent by facsimile to the USPTO on March 10, 2004 to replace previous declined payment.

We look forward to receiving favourable consideration of our petition in the near future.

Yours sincerely,



Paul Lapstun



Kia Silverbrook

Encl.



Commonwealth of Australia
Statutory Declarations Act 1959

STATUTORY DECLARATION

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In the Matter of US Patent
Application No. 09/575,172
in the name of Paul Lapstun and
Kia Silverbrook

I LEONIE FRANCES NEWS of 393 Darling Street, Balmain, New South Wales, 2041, Australia
do solemnly and sincerely declare as follows:

1. I am the Patent Administrator of Silverbrook Research Pty Ltd and have held this position since 1 September 1999.
2. I have responsibility for preparing and filing papers in relation to patent applications to USPTO of Paul Lapstun, Kia Silverbrook and Silverbrook Research Pty Ltd, including US Patent Application No. 09/575,172 ("*The Patent Application*".)
3. I did send a reply to the Notice of Non-Compliant Amendment dated February 24, 2004.
4. Exhibit LFN-1 shows a copy of the response to Office Action dated October 21, 2003 sent to USPTO by facsimile on February 10, 2004.
5. Exhibit LFN-2 shows a copy of the reply to Notice of Non-Compliant Amendment dated February 24, 2004 sent to USPTO by facsimile on March 3, 2004.
6. Exhibit LFN-3 shows a copy of the further credit card payment sent to USPTO by facsimile on March 10, 2004 in reply to Ms Cynthia Streater's email communication of March 9, 2004.

And I make this solemn declaration aware of the penalties for false declarations under section 11 of the Statutory Declarations Act 1959 (Cwth of Australia).

Declared at Sydney)
This 13 Day of July 2004)
by Leonie Frances News)



Leonie Frances News

Before me:)



JP 200101625



PTO/SB/21 (02-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/575,172	
	Filing Date	May 23, 2000	
	First Named Inventor	Paul Lapstun	
	Art Unit	2674	
	Examiner Name	Abbas I Abdulsalam	
Total Number of Pages in This Submission	60	Attorney Docket Number	NPX008US

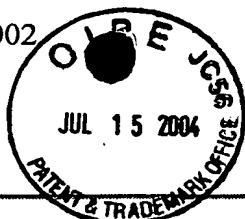
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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request to withdraw abandonment
Remarks Email: kia.silverbrook@silverbrookresearch.com Telephone: 61-2-9818-6633 Facsimile: 61-2-9818-6711		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Paul Lapstun and Kia Silverbrook	
Signature		
Date	July 13, 2004	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name			
Signature		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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Leonie News

From: Streater, Cynthia [Cynthia.Streater@USPTO.GOV]
Sent: Tuesday, March 09, 2004 6:23 AM
To: kia.silverbrook@silverbrookresearch.com
Subject: Jeanette Lee 1

Monday, March 08, 2004

Attn: Sliverbrook Research P L & Janette Lee

Subject: 09/607852 or Atty Docket no. NPA026US
Second 09/575172 or Atty Docket no. NPX008US

From: Cynthia Streater
Phone: 703-306-5430
Fax: 703-308-5806

This e-mail is being sent to you because we received an RCE and extra claims fee document & 1-month extime and extra claim fees from your company to the United States Patent& Trademark Office. The Credit Card that you sent with your document is declined so you contact me or re-fax another credit card payment form.

Thank you,
Mrs. Cynthia Streater



In the United States Patent and Trademark Office

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JUL 20 2004

Technology Center 2600

Serial Number: 09/575,172
Application. Filed: May 23, 2000
Applicant: Paul Lapstun and Kia Silverbrook
Application. Title: HAND-DRAWING CAPTURE VIA INTERFACE SURFACE
Examiner/GAU: Abbas I Abdulsalam/2674

Dated March 3, 2004

At: Balmain, NSW

Docket No. NPX008US

REPLY

Commissioner for Patents
Washington, District of Columbia 20231

Dear Sir:

In reply to the Notice of Non-Compliant Amendment, 2004, please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper. The Applicant submits that these amendments introduce no new matter.

Remarks/Arguments begin on page 17 of this paper.

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently amended) A method of enabling user interaction with computer software running in a computer system via:
- an interface surface containing information relating to the computer software and ~~having coded data indicative of a drawing input field and having disposed therein or thereon~~ coded data at least partially indicative of the drawing input field ~~the interface surface~~; and
 - a sensing device which, when placed in an operative position relative to the interface surface, senses at least some of the coded data and uses the sensed coded data to generates indicating data at least partially indicative of the drawing field, ~~using at least some of the sensed coded data~~, and generates movement data indicative of the sensing device's movement relative to the interface surface;
- the method including the steps of, in the computer system:
- (a) receiving the indicating data from the sensing device;
 - (b) receiving the movement data from the sensing device, at least part of said movement data representing drawing input by the user;
 - (c) identifying the drawing input field at least partially from the indicating data; and
 - (d) operating the computer software at least partly in reliance on the ~~movement data~~ drawing input, and in accordance with instructions associated with the drawing input field.
2. (Original) A method according to claim 1, the method further including the steps of, in the computer system, associating the movement data with the drawing field.
3. (Original) A method according to claim 1, including the step of sending, in the computer system, data to the computer software indicative of at least the drawing field.
4. (Original) A method according to claim 2, wherein the drawing field is associated with a visible drawing zone defined on the interface surface.
5. (Original) A method according to claim 1, wherein the coded data includes at least one tag, each tag being indicative of the drawing field.
6. (Original) A method according to claim 5, wherein the tags are also indicative of points within the drawing field.
7. (Original) A method according to claim 6, wherein each of the tags includes:

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first identity data defining a relative position of that tag; and
second identity data identifying the drawing field.

8. (Original) A method according to claim 7, wherein the relative position is defined in relation to the drawing field.

9. (Currently Amended) A method of enabling user interaction with computer software running in a computer system via:

an interface surface containing information relating to the computer software and having coded data disposed therein or thereon, the coded data being at least partially indicative of an identity of the interface surface ~~disposed in or on the interface surface~~; and

a sensing device which, when placed in an operative position relative to the interface surface, senses at least some of the coded data and uses the sensed coded data to generates indicating data at least partially indicative of the identity of the interface surface, and generates movement data indicative of the sensing device's movement relative to the interface surface;

the method including the steps of, in the computer system:

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- (a) receiving the indicating data from the sensing device;
 - (b) receiving the movement data from the sensing device, at least part of the said movement data representing written gesture input by the user;
 - (c) performing written gesture recognition in relation to at least some of the movement data; and
 - (d) in the event that a written gesture is recognised, operating the computer system in accordance with instructions associated with the written gesture and the interface surface.

10. (Original) A method according to claim 9, wherein the selection gesture includes circumscribing or underlining at least some of the information.

11. (Original) A method according to any one of the preceding claims, wherein the sensing device includes at least one acceleration measuring device for measuring acceleration of the sensing device as it is used to draw the hand-drawn user input onto the surface, the movement data being generated by periodically sampling the acceleration of the sensing device as it is used to draw the hand-drawn user input onto the surface.

12. (Original) A method according to claim 11, further including the step of generating movement data in the form of a locus of the sensing device in relation to the surface, the locus being determined by ascertaining relative displacement of the sensing device.

13. (Original) A method according to claim 12, wherein the relative displacement is obtained by doubly integrating the acceleration with respect to time.

14. (Original) A method according to claim 12 or 13, wherein the acceleration measuring device includes one or more accelerometers configured to measure at least two orthogonal components of acceleration.
15. (Original) A method according to any one of claims 1 to 10, wherein position elements are disposed on the interface surface, the sensing device being configured to periodically sense position elements as it is used to draw the hand-drawn user input onto the surface, the method including the step of generating the movement data in the form of a locus of the sensing device in relation to the surface by ascertaining relative displacement of the sensing device over time with respect to at least one of the position elements.
16. (Original) A method according to claim 15, wherein the position elements are disposed on the surface as a regular array of dots, lines or other formations.
17. (Original) A method according to claim 15, wherein the position elements are disposed on the surface stochastically.
18. (Previously Presented) A method according to any one of claims 1 to 10, wherein the movement data is generated by ascertaining relative movement of one or more motion sensing elements rotatably mounted to the sensing device for contact with the surface while the sensing device is used to draw the hand-drawn user input thereon.
19. (Original) A method according to claim 18, wherein the motion sensing elements include one or more rollerballs mounted for rotation within a constraining housing disposed substantially within the sensing device.
20. (Original) A method according to claim 19, wherein components of rotation of the rollerball, due to movement of the sensing device when drawing the hand-drawn user input onto the surface, are periodically measured.
21. (Original) A method according to claim 20, wherein the components of rotation of the rollerball due to movement of the sensing device by the user when drawing the hand-drawn user input onto the surface are measured by means of:
- rollers disposed within the constraining housing for rotation, the rollers being configured to be driven by contact with the rotating rollerball; or
 - optical sensing of rotation of the rollerball with respect to the constraining housing.
22. (Original) A method according to claim 7, wherein the relative position is defined in relation to a plurality of the other tags.
23. (Original) A method according to claim 7, wherein the relative position is defined in relation to the interface surface.
24. (Original) A method according to claim 7, wherein the first identity data identifies

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stored information defining the relative position, the stored information not being stored on the interface surface.

25. (Original) A method according to claim 24, wherein the first identity data and the second identity data together identify stored information defining the relative position.

26. (Original) A method according to claim 9, wherein the coded data includes at least one tag, each tag being indicative of the drawing field.

27. (Original) A method according to claim 26, wherein the tags are also indicative of points of the interface surface.

28. (Original) A method according to claim 27, wherein each of the tags includes:
first identity data defining a relative position of that tag; and
second identity data identifying the interface surface.

29. (Currently Amended) A system for enabling user interaction with computer software running in a computer system via:

an interface surface containing information relating to the computer software and ~~having coded data indicative of a drawing input field and having disposed therein or thereon coded data at least partially indicative of the drawing input field~~ the interface surface; and

a sensing device which, when placed in an operative position relative to the interface surface, senses at least some of the coded data and uses the sensed coded data to generate indicating data at least partially indicative of the drawing input field ~~using at least some of the sensed coded data~~, and generates movement data indicative of the sensing device's movement relative to the interface surface;

the computer system being configured to:

- (a) receive the indicating data from the sensing device;
- (b) receive the movement data from the sensing device, at least part of said movement data representing drawing input by the user;
- (c) identify the drawing input field at least partially from the indicating data; and
- (d) operate the computer software at least partly in reliance on the drawing input ~~movement data~~, and in accordance with instructions associated with the drawing input field.

30. (Original) A system according to claim 29, the computer system further being configured to associate the movement data with the drawing field.

31. (Original) A system according to claim 29, the computer system being configured to send data to the computer software indicative of at least the drawing field.

32. (Original) A system according to claim 30, wherein the drawing field is associated

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with a visible drawing zone defined on the interface surface.

33. (Original) A system according to claim 29, wherein the coded data includes at least one tag, each tag being indicative of the drawing field.

34. (Original) A system according to claim 33, wherein the tags are also indicative of points within the drawing field.

35. (Original) A system according to claim 34, wherein each of the tags includes:
first identity data defining a relative position of that tag; and
second identity data identifying the drawing field.

36. (Original) A system according to claim 35, wherein the relative position is defined in relation to the drawing field.

37. (Currently Amended) A system of enabling user interaction with computer software running in a computer system via:

an interface surface containing information relating to the computer software and having coded data disposed therein or thereon, the coded data being at least partially indicative of an identity of the interface surface ~~disposed in or on the interface surface~~; and

a sensing device which, when placed in an operative position relative to the interface surface, senses at least some of the coded data and uses the sensed coded data to generates indicating data at least partially indicative of the identity of the interface surface ~~using at least some of the sensed coded data~~, and generates movement data indicative of the sensing device's movement relative to the interface surface;

the computer system being configured to:

- (a) receive the indicating data from the sensing device;
- (b) receive the movement data from the sensing device, at least part of the said movement data representing written gesture input by the user;
- (c) perform written gesture recognition in relation to at least some of the movement data; and
- (d) in the event that a written gesture is recognised, operate the computer software in accordance with instructions associated with the written gesture and the interface surface.

38. (Previously Presented) A system according to claim 37, wherein the written gesture includes circumscribing or underlining at least some of the information.

39. (Original) A system according to any one of claims 29 to 38, wherein the sensing device includes at least one acceleration measuring device for measuring acceleration of the sensing device as it is used to draw the hand-drawn user input onto the surface, the movement data being generated by periodically sampling the acceleration of the sensing

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device as it is used to draw the hand-drawn user input onto the surface.

40. (Previously Presented) A system according to claim 39, wherein the computer system is configured to generate the movement data in the form of a locus of the sensing device in relation to the surface, the locus being determined by ascertaining relative displacement of the sensing device.

41. (Original) A system according to claim 40, wherein the relative displacement is obtained by doubly integrating the acceleration with respect to time.

42. (Original) A system according to claim 40 or 41, wherein the acceleration measuring device includes one or more accelerometers configured to measure at least two orthogonal components of acceleration.

43. (Previously Presented) A system according to any one of claims 29 to 42, wherein position elements are disposed on the interface surface, the sensing device being configured to periodically sense position elements as it is used to draw the hand-drawn user input onto the surface, the computer system being configured to generate the movement data in the form of a locus of the sensing device in relation to the surface by ascertaining relative displacement of the sensing device over time with respect to at least one of the position elements.

44. (Original) A system according to claim 43, wherein the position elements are disposed on the surface as a regular array of dots, lines or other formations.

45. (Original) A system according to claim 43, wherein the position elements are disposed on the surface stochastically.

46. (Original) A system according to any one of claims 29 to 45, wherein the movement data is generated by ascertaining relative movement of one or more motion sensing elements rotatably mounted to the sensing device for contact with the surface while the sensing device is used to draw the hand-drawn user input thereon.

47. (Original) A system according to claim 46, wherein the motion sensing elements include one or more rollerballs mounted for rotation within a constraining housing disposed substantially within the sensing device.

48. (Original) A system according to claim 47, wherein components of rotation of the rollerball, due to movement of the sensing device when drawing the hand-drawn user input onto the surface, are periodically measured.

49. (Original) A system according to claim 48, wherein the components of rotation of the rollerball due to movement of the sensing device by the user when drawing the hand-drawn user input onto the surface are measured by means of:

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rollers disposed within the constraining housing for rotation, the rollers being configured to be driven by contact with the rotating rollerball; or

optical sensing of rotation of the rollerball with respect to the constraining housing.

50. (Original) A system according to claim 35, wherein the relative position is defined in relation to a plurality of the other tags.

51. (Original) A system according to claim 35, wherein the relative position is defined in relation to the interface surface.

52. (Original) A system according to claim 35, wherein the first identity data identifies stored information defining the relative position, the stored information not being stored on the interface surface.

53. (Original) A system according to claim 52, wherein the first identity data and the second identity data together identify stored information defining the relative position.

54. (Original) A system according to claim 37, wherein the coded data includes at least one tag, each tag being indicative of the interface surface.

55. (Original) A system according to claim 54, wherein the tags are also indicative of points on the interface surface.

56. (Original) A system according to claim 55, wherein each of the tags includes:
first identity data defining a relative position of that tag; and
second identity data identifying the drawing field.

57. (Currently Amended) A method to enable a user to interact with computer software running in a computer system utilizing a form printed onto a surface, the form including information relating to the computer software, ~~the surface having coded data indicative of~~ and a drawing input field, relating to the computer software and having disposed therein or thereon the surface coded data at least partially indicative of the drawing input field, the method including the steps of:

providing the form to the user;

receiving, in the computer system, indicating data and movement data from a sensing device, the indicating data at least partially indicative of the drawing input field, the movement data indicative of movement of the sensing device relative to the form, device at least part of said movement data representing drawing input by the user, wherein the sensing device, when placed operatively relative to the drawing field, senses at least some of the coded data and uses the sensed coded data to generate the indicating data ~~based at least partially on sensing at least some of the coded data and~~ substantially simultaneously generating the movement data; and

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identifying, in the computer system and at least partially from the indicating data, the drawing input field, and

operating the computer software at least partially in reliance on the drawing input movement data and on instructions associated with the drawing input field.

58. (Previously Presented) The method of claim 57, which includes printing the form in response to receiving, in the computer system, a request for the form.

59. (Previously Presented) The method of claim 57, which includes causing the form and the coded data to be printed onto the surface substantially simultaneously.

60. (Previously Presented) The method of claim 57 further including, in the computer system, associating the movement data with the drawing field.

61. (Previously Presented) The method of claim 57, including the step of performing written gesture recognition on at least some of the movement data.

62. (Previously Presented) The method of claim 57 further including the step of, in the computer system, recognizing whether the movement data is indicative of a written gesture drawn on the surface by the user.

63. (Previously Presented) The method of claim 61 wherein, in the event that the written gesture is recognized, operating the computer system in accordance with instructions associated with the written gesture.

64. (Previously Presented) The method of claim 62 wherein the written gesture includes a selection gesture.

65. (Previously Presented) The method of claim 61 wherein the selection gesture includes circumscribing or underlining at least some of the information.

66. (Previously Presented) The method of claim 57, including the step of identifying the user.

67. (Previously Presented) The method of claim 66, wherein the step of identifying the user includes using the movement data.

68. (Previously Presented) The method of claim 66, further including the step of receiving, in the computer system, data indicative of an identity of the user.

69. (Previously Presented) The method of claim 57, further including the step of receiving, in the computer system, data from a memory of the sensing device, the data being indicative of an identity of the user.

70. (Previously Presented) The method of claim 57, including the step of sending, in the computer system, data to the computer software indicative of at least the drawing field.

71. (Previously Presented) The method of claim 57, wherein the drawing field is

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associated with a visible drawing zone defined on the surface.

72. (Previously Presented) The method of claim 57, wherein the sensing device includes at least one acceleration measuring device for measuring acceleration of the sensing device as it is used on the surface, the movement data being generated by periodically sampling the acceleration of the sensing device as it is used on the surface.

73. (Previously Presented) The method of claim 57, further including the step of generating movement data in the form of a locus of the sensing device in relation to the surface, the locus being determined by ascertaining relative displacement of the sensing device.

74. (Previously Presented) The method of claim 73, wherein the relative displacement is obtained by doubly integrating the acceleration with respect to time.

75. (Previously Presented) The method of claim 72, wherein the acceleration measuring device includes one or more accelerometers configured to measure at least two orthogonal components of acceleration.

76. (Previously Presented) The method of claim 57, wherein elements are disposed on the surface, the sensing device being configured to periodically sense the elements as it is used on the surface, the method including the step of generating the movement data by ascertaining relative displacement of the sensing means over time with respect to at least one of the elements.

77. (Previously Presented) The method of claim 76, wherein the elements are disposed on the surface as a regular array of dots, lines or other formations.

78. (Previously Presented) The method of claim 76, wherein the elements are disposed on the surface stochastically.

79. (Previously Presented) The method according to claim 76, wherein the coded data includes the elements.

80. (Previously Presented) The method of claim 57, wherein the movement data is generated by ascertaining relative rotation of one or more motion sensing elements rotatably mounted to the sensing device for contact with the surface while the sensing device is used thereon.

81. (Previously Presented) The method of claim 80 wherein the motion sensing elements include one or more rollerballs mounted for rotation within a constraining housing disposed substantially within the sensing device.

82. (Previously Presented) The method of claim 81, wherein components of rotation of the rollerball, due to movement of the sensing device on the surface, are periodically

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measured.

83. (Previously Presented) The method of claim 82, wherein the components of rotation of the rollerball due to movement of the sensing device on the surface are measured by means of:

rollers disposed within the constraining housing for rotation, the rollers being configured to be driven by contact with the rotating rollerball; or
optical sensing of rotation of the rollerball with respect to the constraining housing.

84. (Previously Presented) The method of claim 57, wherein the coded data is indicative of a plurality of positions, in or associated with the drawing field.

85. (Previously Presented) The method of claim 57, wherein the coded data includes a plurality of tags, each of which includes tag data.

86. (Previously Presented) The method of claim 85, including deriving the relative position of at least one tag using at least some of the at least one tag's tag data.

87. (Previously Presented) The method of claim 86, wherein the relative position is defined in relation to one of the group comprising: a plurality of other tags, the surface, the drawing field and a zone associated with the drawing field.

88. (Previously Presented) The method of claim 85, including deriving an identity of the drawing field using at least some of the tag data of at least one tag.

89. (Previously Presented) The method of claim 88, wherein the data from which the identity of the drawing field is derived is the same in all tags of the same drawing field.

90. (Currently Amended) A system for enabling a user to interact with computer software running in a computer system utilizing a form printed onto a surface, the form including information relating to the computer software, ~~the surface having coded data indicative of and a drawing input field, relating to the computer software and having disposed therein or thereon coded data at least partially indicative of the drawing input field~~ the surface, the system including:

a computer system which:

receives indicating data and movement data from a sensing device, the indicating data at least partially indicative of a drawing input field relating to the computer software and the movement data indicative of movement of the sensing device relative to the form, device at least part of said movement data representing drawing input by the user, wherein the sensing device, when placed operatively relative to the drawing field, senses at least some of the coded data and uses the sensed coded data to generate the indicating data ~~based at least partially on sensing at least some of the coded data and substantially~~

simultaneously generating the movement data;

identifies, at least partially from the indicating data, the drawing input field, and operates the computer software at least partially based on reliance on the drawing input movement data and instructions associated with the drawing input field.

91. (Previously Presented) The system of claim 90 including a printer for printing the form in response to receiving, in the computer system, a request for the form.

92. (Previously Presented) The system of claim 90 including a printer for printing the form and in which the printer prints the coded data at substantially the same time as the form.

93. (Previously Presented) The system of claim 90 wherein the computer system is configured to associate the movement data with the drawing field.

94. (Previously Presented) The system of claim 90, wherein the computer system is configured to perform written gesture recognition on at least some of the movement data.

95. (Previously Presented) The system of claim 90 wherein the computer system is configured to recognize whether the movement data is indicative of a written gesture drawn on the surface by the user.

96. (Previously Presented) The system of claim 94 wherein the computer system is configured, in the event that the written gesture is recognized, to operate the computer software in accordance with instructions associated with the written gesture.

97. (Previously Presented) The system of claim 95 wherein the written gesture includes a selection gesture.

98. (Previously Presented) The system of claim 97 wherein the selection gesture includes circumscribing or underlining at least some of the information.

99. (Previously Presented) The system of claim 90, wherein the computer system is configured to identify the user.

100. (Previously Presented) The system of claim 99, wherein the computer system is configured to identify the user by using the movement data.

101. (Previously Presented) The system of claim 99, wherein the computer system is configured to receive data indicative of an identity of the user.

102. (Previously Presented) The system of claim 90, wherein the computer system is configured to receive identity data from a memory of the sensing device, the identity data being indicative of an identity of the user.

103. (Previously Presented) The system of claim 90, wherein the computer system is configured to send data to the computer software indicative of at least the drawing field.

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104. (Previously Presented) The system of claim 90, wherein the drawing field is associated with a visible drawing zone defined on the surface.
105. (Previously Presented) The system of claim 90 which includes the sensing device.
106. (Previously Presented) The system of claim 105, wherein the sensing device includes at least one acceleration measuring device for measuring acceleration of the sensing device as it is used on the surface, the movement data being generated by periodically sampling the acceleration of the sensing device as it is used on the surface.
107. (Previously Presented) The system of claim 105, wherein the sensing device generates movement data in the form of a locus of the sensing means in relation to the surface, the locus being determined by ascertaining relative displacement of the sensing device.
108. (Previously Presented) The system of claim 107, wherein the relative displacement is obtained by doubly integrating acceleration with respect to time.
109. (Previously Presented) The system of claim 106, wherein the acceleration measuring device includes one or more accelerometers configured to measure at least two orthogonal components of acceleration.
110. (Previously Presented) The system of claim 105, wherein elements are disposed on the surface, the sensing device being configured to periodically sense elements as it is used on the surface, the movement data being generated by ascertaining relative displacement of the sensing means over time with respect to at least one of the elements.
111. (Previously Presented) The system of claim 110, wherein the elements are disposed on the surface as a regular array of dots, lines or other formations.
112. (Previously Presented) The system of claim 110, wherein the elements are disposed on the surface stochastically.
113. (Previously Presented) The system of claim 110 wherein the coded data includes the elements.
114. (Previously Presented) The system of claim 105, wherein the movement data is generated by ascertaining relative movement of one or more motion sensing elements rotatably mounted to the sensing device for contact with the surface while the sensing device is used thereon.
115. (Previously Presented) The system of claim 114, wherein the motion sensing elements include one or more rollerballs mounted for rotation within a constraining housing disposed substantially within the sensing device.
116. (Previously Presented) The system of claim 115, wherein components of rotation of

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cont

the rollerball, due to movement of the sensing device when used on the surface, are periodically measured.

117. (Previously Presented) The system of claim 116, wherein the components of rotation of the rollerball due to movement of the sensing device by the user when used on the surface are measured by means of:

rollers disposed within the constraining housing for rotation, the rollers being configured to be driven by contact with the rotating rollerball; or
optical sensing of rotation of the rollerball with respect to the constraining housing.

118. (Previously Presented) The system of claim 90, wherein the coded data is indicative of a plurality of positions in or associated with the drawing field.

119. (Previously Presented) The system of claim 90, wherein the coded data includes a plurality of tags, each of which includes tag data.

120. (Previously Presented) The system of claim 119, wherein the computer system is configured to derive the relative position of at least one tag using at least some of the tag data of the at least one tag.

121. (Previously Presented) The system of claim 120, wherein the relative position is defined in relation to one of the following group: a plurality of other tags, the surface, the drawing field, and a zone associated with the drawing field.

122. (Previously Presented) The system of claim 118, where the computer system is configured to derive an identity of the drawing field using at least some of the tag data of at least one tag.

123. (Previously Presented) The system of claim 122, wherein the data from which the identity of the drawing field is derived is the same in all the tags of the same drawing field.

124. (Previously Presented) The system of claim 105 wherein the sensing device includes a marking nib.

125. (Previously Presented) The system of claim 105 wherein the sensing device contains identity information which imparts a unique identity to the sensing device.

126. (Previously Presented) The system of claim 125 when dependent on claim 102, wherein the identity data includes the identity of the sensing device.

127. (New) The method of claim 1 or claim 9, the sensing device generating at least the movement data in accordance with movement of the sensing device with respect to the coded data.

128. (New) The method of claim 1 or claim 9, the method including printing the interface surface with a printer.

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cont

129. (New) The method of claim 1 or claim 9, the indicating data representing at least an identity of the interface surface, the method including identifying the drawing input field in the computer system by:

determining the identity of the interface surface;
using the identity to determine a description of the interface surface; and,
identifying the drawing input field from the description and at least the movement data.

130. (New) The system of claim 29 or claim 37, the sensing device generating at least the movement data in accordance with movement of the sensing device with respect to the coded data.

131. (New) The system of claim 29 or claim 37, the system including a printer for printing the interface surface.

132. (New) The system of claim 29 or claim 37, the indicating data representing at least an identity of the interface surface, the method including identifying the drawing input field in the computer system by:

determining the identity of the interface surface;
using the identity to determine a description of the interface surface; and,
identifying the drawing input field from the description and at least the movement data.

133. (New) The method of claim 57, the sensing device generating at least the movement data in accordance with movement of the sensing device with respect to the coded data.

134. (New) The method of claim 57, the method including printing the surface with a printer.

135. (New) The method of claim 57, the indicating data representing at least an identity of the surface, the method including identifying the drawing input field in the computer system by:

determining the identity of the interface surface;
using the identity to determine a description of the surface; and,
identifying the drawing input field from the description and at least some of the movement data.

136. (New) The system of claim 90, the sensing device generating at least the movement data in accordance with movement of the sensing device with respect to the coded data.

137. (New) The system of claim 90, the system including a printer for printing the

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surface.

138. (New) The system of claim 90, the indicating data representing at least an identity of the surface, the method including identifying the drawing input field in the computer system by:

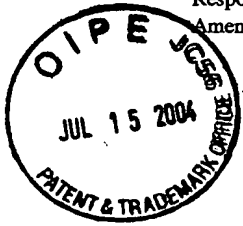
determining the identity of the surface;

using the identity to determine a description of the surface; and,

identifying the drawing input field from the description and at least the movement

data.

El
cond



REMARKS/ARGUMENTS

Further to the Notice of Non-Compliant Amendment dated February 24, 2004, the Applicant attaches a credit card in the amount of US\$216.00 for the payment of 12 extra claims.

Very respectfully,

Applicant:

A handwritten signature in dark ink, appearing to read "Paul Lapstun".

PAUL LAPSTUN

A handwritten signature in dark ink, appearing to read "Kia Silverbrook".

KIA SILVERBROOK

C/o: Silverbrook Research Pty Ltd
393 Darling Street
Balmain NSW 2041, Australia

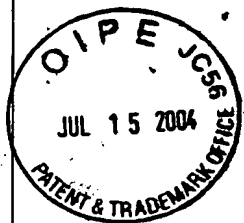
Email: kia.silverbrook@silverbrookresearch.com

Telephone: +612 9818 6633

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EXHIBIT LFN-3



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FACSIMILE MESSAGE

Date **March 10, 2004**
To: **Cynthia Streater**
Fax No.: **0011 1 703 308 5806**
Subject: **United States Patent Application No. 09/607,852 and 09/575,172**
Inventors/Assignors: Paul Lapstun, Kia Silverbrook and Jacqueline Anne Lapstun
Assignee: SILVERBROOK RESEARCH PTY LTD
Our Ref: **NPA026US and NPX008US**

Total Number of Pages (including this) **3**

Attached are credit card payments as requested by Cynthia Streater on March 8, 2004 to replace previous credit card payments which were declined.

Please advise immediately by return facsimile, should the credit card payments be declined again as there are sufficient funds available.

Regards

Kia Silverbrook
Silverbrook Research Pty Ltd



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FACSIMILE MESSAGE

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Fax No.: **0011 1 703 308 5806**

Subject: **United States Patent Application No. 09/607,852 and 09/575,172**
Inventors/Assignors: Paul Lapstun, Kia Silverbrook and Jacqueline Anne Lapstun
Assignee: SILVERBROOK RESEARCH PTY LTD

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